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TO: Commissioner for  
Patents  
Attn: Examiner J. Ortiz Criado  
Patent Examining Corps  
Facsimile Center  
Washington, D.C. 20231

FROM: Douglas P. Mueller  
  
OUR REF: 10873.772US01  
TELEPHONE: (612) 332-5300

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Total pages, including cover letter: 6

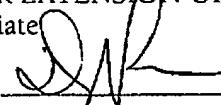
PTO FAX NUMBER 1 703 872 9306

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Title of Document Transmitted:  
Applicant: H Wada, et al  
Serial No.: 09/911143  
Filed: 07/23/2001  
Group Art Unit: 2822  
Our Ref. No.: 10873.772US01

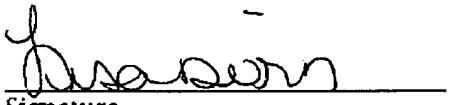
**RESTRICTION RESPONSE**  
**AND AMENDMENT**

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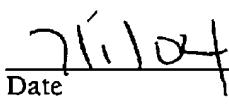
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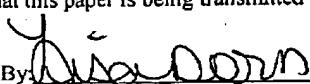
S/N 09/911,143

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	H. Wada, et al.	Examiner:	Jorge L. Ortiz Criado
Serial No.:	09/911,143	Group Art Unit:	2655
Filed:	July 23, 2002	Docket No.:	10873.772US01
Title:	Optical Element, Optical Head, Optical Recording/Reproducing Apparatus and Optical Recording/Reproducing Method		

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on July 1, 2004

By:   
Name: Lisa A. Dorn

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official action mailed May 3, 2004, please amend the above-identified application as follows. Applicant elects Group II (claims 16 to 20, 23 and 24) in response to the Restriction Requirement of May 3, 2004, without traverse, and make the following amendments.

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.